

DIST/OFFICE	DOCKET YR.	NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	75	0474	10 15 75	4	110	1	21				8510	D	75	0474-C

PLAINTIFFS

DEFENDANTS

STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY, a corporation

TERRY LEE ARNOLD and
HELEN BRUMLEY

VIRGLE ARNOLD

CAUSE

28 U.S.C. 2201 et seq

ATTORNEYS

~~Michael P. Atkinson~~
~~BEST, SHARP, THOMAS & GLASS~~
~~200 Franklin Bldg.~~
~~Tulsa, Okla. 74103~~

Thomas L. Palmer
Laurence J. Yadon, II
520 Center Building
630 West Seventh Street
Tulsa, OK 74127
585-2448

Wesley Thompson²²⁴⁻³¹³¹
John W. Young (for Brumley)
P. O. Box 1364
Sapulpa, Ok. 74066

Jack B. Sellers (Arnold)
P. O. Box 730
Sapulpa, OK 74066
224-9070

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE	RECEIPT NUMBER	C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED
JS-5 11-1-75
JS-6 3-1-77

DATE	NR.	PROCEEDINGS
10-15-75	1	Complaint, filed. Summons issued. lm
10-20-75		Return on summons, filed. Served Terry Lee Arnold in Tulsa, Okla. on 10-20-75; served Helen Brumley in Sapulpa, Okla. on 10-17-75. (Fees: \$11.52)hm
11-4	2	Answer of Helen Brumley, filed. g
11-10	3.	Deft. Terry Lee Arnold's Defenses to complaint w/ brief in support, filed.k
11-10	MO	It is ordered by the Court that the Pltf. is hereby granted 10 days to respond to Deft. Terry Lee Arnold's Defenses to complaint. (HDC-J)k cps mld
11-11	4	Reply of plaintiff filed. tc
11-20	5.	Appl. of pltf. for ext. of time to file responsive brief to the defenses to complaint of deft., filed. ph o b>
11-20	6.	Entry of appearance of Thomas L. Palmer on behalf of pltf., filed. ph
11-24	7.	Order, filed, granting a 30 day ext. of time (until 12-19-75) to file responsive brief to defenses to compl. (HDC-J)v -cps. mld.
11-25	8.	Mot. of Best, Sharp, Thomas & Glass to w/draw as attys. for Pltf., fld. v (o)
11-28	9.	Order, filed, granting withdrawal of pltf's counsel, Best, Sharp, Thomas & Glass. (HDC-J)hm (copies mailed)
12-24	10.	Application (Pltf.) for Extension of Time, filed. tc 0-5
12-29	11	Order granting pltf. until 1-3-76 to file responsive brief, filed. (HDC-J)g cp mld
1-6-76	12.	Responsive brief of pltf. to defenses to complaint of Terry Lee Arnold, deft., filed. hm
1-6	13.	Pltf's motion/amend complaint, filed. hm
1-7	MO:	Ordered that defts file a responsive brief within 10 days to the pltf's motion to amend complaint. (HDC-J)hm
1-20	14.	Order, filed (part of mo/amend) granting pltf's mo/amend complaint. (HDC-J)hm (copies mailed)
1-20	15.	Amendment to complaint, filed. hm
2-27	16.	Order overruling deft's mo/dismiss, filed. (HDC-J)hm (copies mailed)
3-1	17.	Ans. of Deft. Helen Brumley to the amended Complaint of the Pltf., filed. ph
3-4	18	Demand for jury trial by deft. Terry Lee Arnold, filed. g
3-8	19.	Ans. of Terry Lee Arnold to Amended Compl., fld. v
3-10	20.	Pltf's second amendment to complaint, filed. ph w/Leave of Court (HDC-J)ph
3-25	21.	Answer of def. Brumley to 2nd amend. compltf., filed. rm
3-29	22.	Ans. of Terry Lee Arnold to 2nd Amendment to Compl., filed. v
4-7	MO:	Case set for PT hearing Thurs., June 10, 1976, at 12:30 A.M. (HDC-J)ph
6-8	23.	Mot. by Complainant, State Farm etc., for Summary Judgment, filed. v
6-9	MO:	Defts. granted 10 days from this date to respond to mot. for S/J. (HDC-J)v
6-10	MO:	Pre-trial hearing held. Statements made. Pre-trial order, ffiled in open court. Mr. Sellers to file an entry of appearance for Virgil Arnold, along w/statement. Pltf. allowed to withdraw motion for S/J and responses thereto waived. Mr. Thompson to file brief on estoppel within 20 days;

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-474</u>
State Farm Mutual Automobile Insurance Company		Terry Lee Arnold, et al	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
		pltf. to ans. 10 days thereafter. Any additional lists of witnesses to be exchanged and filed w/Clerk by 9-1-76. Case set for jury trial 9-20-76 at 9:30 a.m. (HDC-J)hm	
6-10-76	24.	Pre-trial order, filed in open court. (HDC-J)hm	
6-30	25.	Memorandum brief of deft. Helen Brumley, filed. ph	
7-9	26.	Appl. of pltf. for ext. of time to reply to memo. brief of deft. Helen Brumley, filed. ph <i>oto 9</i>	
7-12	27.	Order, filed, granting pltf. until 8-9-76 to reply to memo brief of deft. Helen Brumley. (HDC-J)ph cps mld	
8-6	28.	Appl. of pltf. for ext of time to reply to memo. brief of deft. Brumley, filed. ph <i>oto 9</i>	
8-9	29.	Order, filed, that pltf. have until 8-19-76 to reply to deft. Helen Brumley's Memo. brief. (HDC-J)ph cps mld	
8-17	30.	Pltf's appl. for ext of time to reply to memo. brief of deft. Helen Brumley, filed. ph <i>oto 9</i>	
8-18	31.	Order, filed, granting pltf. until 9-16-76 to reply to deft. Helen Brumley's memo. brief. (HDC-J)ph cps mld	
8-30	32.	Entry of appearance and ans. of Virgle Arnold, deft., filed. ph	
9-7	MO:	Ordered by the Court, that upon request of counsel for def. Arnold, case is stricken from jury docket of 9/20/76 to be reset at later date by court. (HDC-J)rm-letter	
9-13	MO:	Case set for jury trial 11-22-76 at 9:30 a.m. (HDC-J)hm (notices mailed)	
9-16	33.	Pltf's appl. for ext. of time to reply to memo. brief of deft. Helen Brumley, filed. ph <i>oto 9</i>	
9-17	34.	Order, filed, that pltf. is granted until 10-16-76 to reply to the Deft. Helen Brumley's memo. brief. (HDC-J)ph cps mld	
9-20		Deposition of Virgil Lee Arnold, on behalf of pltf., taken on 8/26/76 in Tulsa, filed. (M. Ballard-CR)rm	
10-18	35.	Appl. of pltf. for ext. of time to reply to memo brief of def. Brumley, filed. rm <i>o</i>	
10-21	36.	Order, filed, that pltf. is granted to 11/15/76 to reply to brief of def. Brumley's memo brief. (HDC-J)rm-copies mailed	
11-12	37.	Motion for continuance of trial setting of 11-22-76, filed by defts. Terry Lee Arnold and Virgle Arnold. ph	
11-12	38.	Order, filed, granting continuance of jury trial set for 11/22/76 to be contd. for 30 days until reset by Ct. (HDC-J)rm-copies mailed	
11-24	39.	Appl. of pltf. for ext. of time to reply to memo. brief of def. Brumley, filed. rm <i>o</i>	
11-30	40.	Order, filed, granting pltf. until 12-5-76 to reply to memo. brief. of Helen Brumely. (HDC-J)ph cps mld NO FURTHER EXTENSIONS	
12-2	MO:	Case set for Jury Trial on 2-14-77 at 9:30 a.m. (HDC-J)ph cps mld	
12-7	41.	Motion of complainant State Farm Mutual Auto. Ins. Co. for S/J on issues of waiver & estoppel, filed. hm	

(cont.)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-474-C</u>
STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY		TERRY LEE ARNOLD, et al	PAGE <u>4</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1976</u>			
12-13	42.	Brief in support of motion for S/J of State Farm Mutual Auto. Ins. and resp. to brief of deft. Helen Brumley w/leave granted to file out of time. (HDC-J)ph	
12-13	MO:	It is ordered by the Court that the defts. file a resp. brief within 10 days to the Motion of State Farm Mutual Auto. Ins. for S/J, filed 12-7-76. (HDC-J)ph cps mld	
12-21	43.	Brief in oppos. to "Motion of complainant State Farm for S/J on issues of Waiver and Estoppel of deft. Helen Brumley, filed. ph	
<u>1977</u>			
1-6	44.	Defts. Terry Lee Arnold and Virgle Arnold's resp. to pltf's mo/SJ, filed. ph	
1-19	--	Deposition of Virgil Arnold on 1-14-76 at Tulsa, OK, filed. (P. Gile-LSR)ph	
2-10	--	Depositions of Howard Trail & Gary Parrish taken on 1-13-77, filed. ph (S.L. Shaw-LSR) (\$192.00 pd by deft. Arnold)	
2-11		Return on subpoena, filed. Served Gary Michael Parrish on 2-10-77.hm	
2-11		Return on subpoena, filed. Served Howard Trail on 2-10-77. hm	
2-14	MO:	Case called for jury trial. Parties represented. Pltf. announces settlement & dismissal without prejudice. Mr. Sellers resists dismissal w/o prejudice. After conference among counsel, pltf. announces he will dismiss with prejudice after statements by Mr. Young that he will dismiss action in State Court against service station & Virgle Arnold & reserve all claims against Terry Arnold. Pltf. will pay all proper taxable costs. Court approves dismissal w/prejudice as to all defts. Stipulation and order dismissing signed and filed in open Court. (HDC-J)hm	
2-14	45.	Joint stipulation for dismissal with prejudice, filed. hm	
2-14	46.	Order, filed and entered, that the complaint of pltf. against defts. is dismissed with prejudice. (HDC-J)hm (copies mailed)	